

FILED

FEB 23 2011

RICHARD W. WIEKING
 U.S. DISTRICT COURT,
 SOUTHERN DISTRICT OF CALIFORNIA

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IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	CASE NO. 3:10-mj-70134 MEJ
)	
Plaintiff,)	STIPULATION AND [PROPOSED]
)	ORDER
v.)	
)	DATE: February 23, 2011
HUMBERTO AGRELA,)	TIME: 9:30 a.m.
)	COURT: Hon. Timothy J. Bommer
Defendant.)	
)	
)	
)	

IT IS HEREBY STIPULATED by and between Assistant United States Attorney Paul Hemesath, counsel for Plaintiff, and Daniel Blank, counsel for Defendant, that the above status conference be removed from this Court's February 23, 2011, calendar, and that the matter be calendared before Judge Susan Illston on February 25, 2011, at 11:00 a.m.

This request is made jointly by the government and defense so that Judge Illston may consider the question of whether Mr. Agrela should be medicated against his will. See United States v. Rivera-Guerrero, 377 F.3d 1064 (9th Cir. 2004) (holding that a magistrate judge may not order involuntary medication).

1 Dated: February 18, 2011

/s/ Paul Hemesath
Paul Hemesath
Assistant United States Attorney
Counsel for Plaintiff

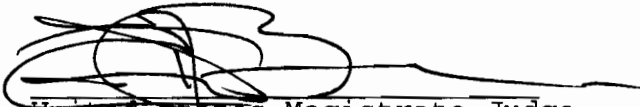
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4 Dated: February 18, 2011

/s/ Daniel Blank
Daniel Blank
Counsel for Defendant
HUMBERTO AGRELA

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8 O R D E R

9 IT IS SO ORDERED.

10 Dated: 2/23/11, 2011


United States Magistrate Judge
Timothy J. Bommer